

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS – Land Acquisition – Nizamabad District – Navipet (Mandal) – Mittapur and Kosli (Villages) – O.P.No.899/96 – Sanction of Rs.11,61,497/- - Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A1) DEPARTMENT

G.O.RT.NO. 472

DATE:27.06.2009

Read:

From the Secy.to Spl.CS to Govt & CCLA, AP, Hyd.Lr.No.SRP2/166/09,  
Dt:08.04.2009 along with the proposal of the Spl.Collector, LA, SRSP, Hyd.

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O R D E R:

The Secy.to Chief Commissioner of Land Administration, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.899/96 pertaining to Mittapur and Kosli (Villages) Navipet (Mandal) of Nizamabad District. The then LAO, LA Unit, Pochampad had acquired the land an extent of Ac.30-37 for construction of SRSP Project Reservoir in the limits of Mittapur and Kosli (V) vide Award No.15/95, dt:13.09.2003 by fixing the market value @Rs.18,000/- per acre. The awardees have filed petitions u/s 18 of L.A.Act. The Addl.District Judge, Nizamabad in its judgement dt:13.08.2003 has enhanced the land value from @Rs.18,000/- per acre to Rs.37,200/-. As the enhancement was more than 50%, the Special Deputy Collector has preferred an appeal in Hon'ble High Court of A.P, Hyderabad. The Hon'ble High Court in its orders dt:17.11.2004 in ASMP No.14710/2004 in A.S.No.2783/2004 has granted conditional interim stay to deposit half of the decretal amount within six weeks from the date of order. Accordingly, an amount of Rs.9,14,218/- was sanctioned and the same was deposited on 05.08.2005 in the Lower Court. Finally, the Hon'ble High Court in its order dt:02.11.2007 in A.S.No.2783/04 confirmed the decree of the Lower Court while dismissing the appeal preferred by the state.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.11,61,497/- (Rupees Eleven lakhs sixty one thousand four hundred and ninety seven only)** towards decretal charges in O.P.No.899/96 pertaining to Mittapur and Kosli (Villages) Navipet (M) of Nizamabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for LandAdministration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector (LA), SRSP, SSP & JCRGLIP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.899/96 under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) ante shall be debitable to the following Head of Account "2701- Capital Out Lay – M & MI – 01 – Major Irrigation –Commercial MH.116 Sriramasagar Project –GH.11 – Normal State Plan – SH (26) Dams & Appurtenant works – 530/532 lands (Charged)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.2285/F4(2)/2009-1, dated 22.06.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, SRSP, Tarnaka, Hyderabad.

The SDC, LA-cum-Loc, Unit, SRSP, Pochampad.

The Administrative-cum-Chief Engineer, Hyderabad.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.9966/LA-III(A1/2009  
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER